

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

TILA MORTGAGE, INC.,

Plaintiff,

vs.

BENCHMARK LENDING GROUP, INC.,
HOME MORTGAGE ASSOCIATES, INC.,
QUICKEN LOANS, INC. and SEATTLE
MUTUAL MORTGAGE, LLC,

Defendants.

NO. C05-1525 RSM

**STIPULATION AND ORDER
TO AMEND DEADLINE
CONTAINED IN ORDER
REGARDING INITIAL
DISCLOSURES, JOINT
STATUS REPORT, AND
EARLY SETTLEMENT**

I. STIPULATION

The parties to this action, by and through their respective attorneys of record, hereby stipulate and agree that the deadline for the Combined Joint Status Report and Discovery Plan as required by FRCP 26(f) shall be continued pending the Court's ruling on the Joint Motion to Sever Claims Pursuant to Rules 20 and 21. Currently, the Joint Status Report is due December 23, 2005. Relief from this deadline is needed because, if the Court grants the

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1 Joint Motion to Sever Claims, this matter will be severed into four new actions requiring
2 four new scheduling orders.

3 Stipulated and Agreed to this 23rd day of December, 2005.

4
5 /s/ Gregory P. Cavagnaro

6 Gregory P. Cavagnaro, WSBA #17644
7 Attorney for Plaintiff

8 /s/ David A. Nold

9 David A. Nold, WSBA #19009
10 Brian M. Muchinsky, WSBA #31860
11 NOLD & ASSOCIATES PLLC
12 Attorneys for Seattle Mutual Mortgage, LLC

13 /s/ David J. Lenci

14 David J. Lenci, WSBA #7688
15 PRESTON GATES & ELLIS L.L.P.
16 Attorney for Defendant Home Mortgage
17 Associates, Inc,

18 /s/ per telephonic authorization

19 Stephen B. Johnson, WSBA#6196
20 Gary J. Strauss, WSBA #5830
21 Sara Meinhard, WSBA # 33594
22 GARVEY SCHUBERT BARER

23 Michael Molland, admitted *pro hac vice*
24 Mitchell C. Lowe, admitted *pro hac vice*
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26 Attorneys for Defendant Benchmark
27 Lending Group, Inc.

28 /s/ Sarah A. Dunne

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II. ORDER

Based upon the foregoing stipulation, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the December 23, 2005 deadline for the Combined Joint Status Report and Discovery Plan as required by FRCP Rule 26(f) is continued, and upon the Court ruling on the Joint Motion to Sever Claims, the Court shall issue a revised scheduling order setting a new deadline for the Joint Status Report.

DATED this 6th day of January, 2006.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE